

**AN ORDINANCE
BY COUNCILMEMBER HOWARD SHOOK**

09-O-1654

AS SUBSTITUTED BY TRANSPORTATION COMMITTEE

AN ORDINANCE AUTHORIZING THE MAYOR OR HER DESIGNEE TO SET THE SPEED LIMIT ON WIEUCA ROAD NE BETWEEN PEACHTREE ROAD AND ROSWELL ROAD AT 30 MILES PER HOUR OUTSIDE A SCHOOL ZONE; TO ESTABLISH SCHOOL ZONE AND SPEED LIMIT OF 25 MILES-PER-HOUR WITHIN THE SCHOOL ZONE FOR SARAH SMITH ELEMENTARY SCHOOL DURING CERTAIN HOURS; AND FOR OTHER PURPOSES.

WHEREAS; Wieuca Road serves not only the residents of Atlanta's largest single-family neighborhood, North Buckhead, but is also heavily used as a 'cut-through' route; and

WHEREAS; in addition to the high traffic volume, Wieuca Road's original 35-mph speed limit was routinely exceeded by many drivers; and

WHEREAS; the governing body of the City of Atlanta, in response to the community's plea, adopted legislation reducing the speed limit from 35mph to 25mph; and

WHEREAS; the Georgia Department of Transportation (GDOT), relying on speed studies demonstrating that 25mph is below the limit for which the Wieuca Road was engineered, refused to issue the City of Atlanta the permit required to use speed detection devices such as radar and laser; and

WHEREAS; through the ensuing years, because the Atlanta Police Department was unable to employ speed detection devices to issue speeding citations that would survive court challenge, speeding on Wieuca Road has increased; and

WHEREAS; the Atlanta Public School system decided to locate, and is currently constructing, an elementary school on Wieuca Road; and

WHEREAS; upon completion, this school will generate hundreds of twice-daily vehicle and pedestrian trips; and

WHEREAS; the City of Atlanta has the legal obligation to provide for the safe ingress and egress of not only these users but the already heavy existing traffic; and

WHEREAS; the City of Atlanta desires to establish school zone for Sarah Smith Elementary School during school start and end times where speed limit will be 25 miles-per-hour; and

WHEREAS; the school zone for Sarah Smith Elementary School will cover a segment of Wieuca Road between Wieuca Trace (approximately 605 feet west of the western property line of the school) and approximately 450 feet east of Ivy Road (approximately 785 feet east of the eastern property lines of the school); and

WHEREAS; the Georgia Department of Transportation has indicated that if the City of Atlanta modifies the speed limit on Wieuca Road to 30 mph it will allow the Atlanta Police Department to use speed detection devices to control speeds; and

WHEREAS; representatives of the Atlanta Public Schools, Atlanta Police Department, and traffic engineers of Atlanta's Office of Traffic & Transportation have recommended modifying the speed limit to 30mph in order to obtain that ability.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA as follows:

SECTION 1: That the Mayor or her designee is authorized to set the speed limit on Wieuca Road NE between Peachtree Road and Roswell Road at 30 mph except at established school zone(s).

SECTION 2: That the Mayor or her designee is authorized to establish school zone for Sarah Smith Elementary during certain hours which shall include a segment of Wieuca Road between Wieuca Trace (approximately 605 feet west of the western property line of the school) and approximately 450 feet east of Ivy Road (approximately 785 feet east of the eastern property lines of the school).

SECTION 3: That the Mayor or her designee is authorized to set the speed limit within Sarah Smith Elementary School Zone to 25 miles per hour starting from 30 minutes prior to school commencement time to 30 minutes after commencement time in the morning and from 30 minutes prior to school dismissal time to 30 minutes after dismissal time in the afternoon.

SECTION 4: That speed limit of 25 miles per hour within Sarah Smith Elementary School zone shall be in effect during the times specified in section 3 above on school days only.

SECTION 5: That all ordinances and parts of ordinances in conflict herewith be and the same are hereby waived in this instance only.

Handwritten signature: H. Shook

AN ORDINANCE

BY: COUNCILMEMBER HOWARD SHOOK

**AN ORDINANCE AUTHORIZING THE MAYOR
OR HER DESIGNEE TO SET THE SPEED LIMIT
ON WIEUCA ROAD NE AT 30 MILES PER
HOUR; AND FOR OTHER PURPOSES.**

WHEREAS; Wieuca Road serves not only the residents of Atlanta's largest single-family neighborhood, North Buckhead, but is also heavily used as a 'cut-through' route; and

WHEREAS; in addition to the high traffic volume, Wieuca Road's original 35-mph speed limit was routinely exceeded by many drivers, and

WHEREAS; the governing body of the City of Atlanta, in response to the community's plea, adopted legislation reducing the speed limit from 35mph to 25mph, and

WHEREAS; the Georgia Department of Transportation (GDOT), relying on speed studies demonstrating that 25mph is below the limit for which the Wieuca Road was engineered, refused to issue the City of Atlanta the permit required to use speed detection devices such as radar and laser; and

WHEREAS; through the ensuing years, because the Atlanta Police Department was unable to employ radar and laser-based speeding citations that would survive court challenge, speeding on Wieuca Road has increased; and

WHEREAS; the Atlanta Public School system decided to locate, and is currently constructing, an elementary school on Wieuca Road, and

WHEREAS; upon completion, this school will generate hundreds of twice-daily vehicle and pedestrian trips, and

WHEREAS; the City of Atlanta has the legal obligation to provide for the safe ingress and egress of not only these users but the already heavy existing traffic, and

WHEREAS; the Georgia Department of Transportation has indicated that if the City of Atlanta modifies the speed limit on Wieuca Road to 30 mph it will allow the Atlanta Police Department to use radar and/or laser to control speeds, and,

WHEREAS; representatives of the Atlanta Public Schools, Atlanta Police Department, and traffic engineers of Atlanta's Bureau of Traffic & Transportation have recommended modifying the speed limit to 30mph in order to obtain that ability,

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA as follows:

SECTION 1: That the Mayor or her designee is authorized to set the speed limit on the entirety of Wieuca Road NE at 30 mph.

SECTION 2: That all ordinances and parts of ordinances in conflict herewith be and the same are hereby waived in this instance only.